IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6750 OF 2005

Tryambak Gabaji Gaikwad & Ors.....Petitioners
Vs.
State of Maharashtra & Ors. ...Respondents

Mr. A.S. Desai, for the Petitioners
Mr. C.R. Sonawane, AGP for Respondent NO.1.
Mr. M.S. Karnik, for Respondent NO.2.

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**CORAM: F.I. REBELLO &**
**DR.D.Y. CHANDRACHUD, JJ.**
**DATE :** 10TH OCTOBER, 2005

P.C.:

. Rule. Heard forthwith. After hearing the parties the relief as sought for cannot be granted. However, the petitioner filed an application dated 24th August, 2005 that he be allowed to join as party in the Appeal. In so far as that application is concerned that has yet to be heard. In the light of that we direct the petitioners to appear before the respondent No.1 on 18th October, 2005 at 11.00 a.m. The respondent No.1 within four weeks thereafter to hear all parties before him and dispose of the application for intervention/joinder. In so far as the main relief of hearing of the appeal it will be open to the petitioners, if they are joined as parties, to move the Appellate Authority for disposal of the appeal according to law.

. Rule made absolute accordingly. No order as to costs.

**(F.I.REBELLO, J.)**

**(DR. D.Y. CHANDRACHUD, J.)**